

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

VILLIAMI LINO,

Plaintiff,

v.

NATIONAL GENERAL INSURANCE
COMPANY,

Defendants.

Case No. C21-831 JCC-TLF

SCHEDULING ORDER

Pursuant to Fed. R. Civ. P. 16(b), Local Civil Rule LCR 16(b), and the parties' Joint Status Report (Dkt. 10), the Court establishes the following schedule:

| Event | Date |
|---|------------------------------|
| Last date for joinder of additional parties | October 8, 2021 |
| Last date to amend pleadings | October 8, 2021 |
| Disclosure of opening expert witnesses | October 15, 2021 |
| Disclosure of rebuttal expert witnesses | October 22, 2021 |
| All motions related to discovery must be noted on the motion calendar no later than the Friday before discovery closes pursuant to LCR 7(d) and LCR 37(a)(2). | Noting Date: May 20, 2022 |
| Discovery (including meet-and-confer meetings) completed by | May 27, 2022 |
| Last date to file and serve final dispositive motions | July 1, 2022 |

1 This order sets firm dates that can be changed only by order of the Court, not by
2 agreement of counsel or parties. The Court will alter these dates only upon good cause
3 shown; failure to complete discovery within the time allowed is not recognized as good
4 cause. If any of the dates identified in this Order or the Local Civil Rules fall on a
5 weekend or federal holiday, the act or event shall be performed on the next business
6 day.

7 Trial Date

8 A trial date will be set by the assigned District Judge, the Honorable John
9 Coughenour, if the case has not been resolved by dispositive motion.

10 Dispositive Motions

11 Any dispositive motion shall be filed and served on or before July 1, 2022.
12 Pursuant to LCR 7(b), any argument being offered in support of a motion shall be
13 submitted as a part of the motion itself and not in a separate document. The motion
14 shall include in its caption (immediately below the title of the motion) a designation of
15 the date the motion is to be noted for consideration upon the Court's motion calendar.
16 Dispositive motions shall be noted for consideration on a date no earlier than the fourth
17 Friday following filing and service of the motion. LCR 7(d)(3). All briefs and affidavits in
18 opposition to any motion shall be filed and served pursuant to the requirements of Rule
19 7 of the Federal Rules of Civil Procedure and LCR 7. The party making a motion may
20 file and serve a reply to the opposing party's briefs and affidavits. Any reply brief shall
21 also be filed and served pursuant to the requirements of Rule 7 of the Federal Rules of
22 Civil Procedure and LCR 7.

1 Privacy Policy

2 Pursuant to Federal Rule of Civil Procedure 5.2 and LCR 5.2, parties must redact
3 the following information from documents and exhibits before they are filed with the
4 court:

- 5 • Dates of Birth: redact to the year of birth
- 6 • Names of Minors: redact to initials
- 7 • Social Security Numbers and Taxpayers Identification Number: redact in
8 their entirety
- 9 • Financial Accounting Information: redact to the last four digits
- 10 • Passport Numbers and Driver License Numbers: redact in their entireties

11 All documents filed in the above-captioned matter must comply with Federal
12 Rule of Civil Procedure 5.2 and LCR 5.2.

13 Cooperation and Settlement

14 As required by LCR 37(a), all discovery matters are to be resolved by agreement
15 if possible. Counsel are further directed to cooperate in preparing the final pretrial order
16 in the format required by LCR 16.1, except as ordered below.

17 A settlement conference conducted between the close of discovery and the filing
18 of dispositive motions requires a face-to-face meeting or telephone conference between
19 persons with authority to settle the case. The settlement conference does not have to
20 involve a third-party neutral.

21 Should this case settle, counsel shall notify Judicial Law Clerk Payal Patel-Marte
22 payal_patel@wawd.uscourts.gov [or \(253\) 882-3893](tel:2538823893) as soon as possible. Pursuant to
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1 LCR 11(b), an attorney who fails to give prompt notice of settlement may be subject to
2 such discipline as the Court deems appropriate.

3 Proof of Service and Sanctions

4 All motions, pretrial statements and other filings shall be accompanied by proof
5 that such documents have been served upon counsel for the opposing party or upon
6 any party acting *pro se*. The proof of service shall show the day and manner of service
7 and may be by written acknowledgement of service, by certificate of a member of the
8 bar of this Court, by affidavit of the person who served the papers, or by any other proof
9 satisfactory to the Court. Failure to comply with the provisions of the Order can result in
10 dismissal/default judgment or other appropriate sanction.

11 The Clerk of Court is directed to send a copy of this Order to plaintiff and
12 defendants.

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14 Dated this 21st day of September, 2021.

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18 Theresa L. Fricke
19 United States Magistrate Judge
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